

United States District Court
NORTHERN DISTRICT OF CALIFORNIA

Bikash Mohan Mohanty, Individually and on
Behalf of All Others Similarly Situated,

SUMMONS IN A CIVIL CASE

CASE NUMBER: C 07-5101 SBA

V.

See Attachment A

TO: (Name and address of defendant)

See Attachment B

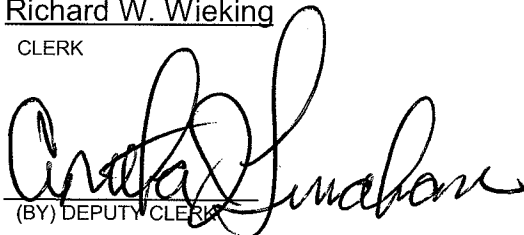
YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Reed R. Kathrein (139304)
HAGENS BERMAN SOBOL SHAPIRO LLP
715 Hearst Avenue, Suite 202
Berkeley, CA 94710
Telephone: (510) 725-3000
Facsimile: (510) 725-3001
reed@hbsslaw.com

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Richard W. Wieking

CLERK


(BY) DEPUTY CLERK

OCT 16 2007

DATE _____

ATTACHMENT A TO SUMMONS

DEFENDANTS:

1. Amir Bassan-Eskenazi
2. Ran Oz
3. Frederick Ball
4. Gal Israely
5. Dean Gilbert
6. Ken Goldman
7. Lloyd Carney
8. Bruce Sachs
9. Robert Sachs
10. Goeffrey Yang
11. Morgan Stanley & Co., Inc.
12. Merrill Lynch, Pierce, Fenner & Smith Inc.
13. Jefferies & Co., Inc.
14. Cowen & Co., Inc.
15. Thinkequity Partners, LLC
16. BigBand Networks, Inc.

ATTACHMENT B TO SUMMONS

DEFENDANT NAMES AND ADDRESSES

1. Amir Bassan-Eskenazi
c/o Rod Strickland
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304
2. Ran Oz
c/o Rod Strickland
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304
3. Frederick Ball
c/o Rod Strickland
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304
4. Gal Israely
c/o Rod Strickland
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304
5. Dean Gilbert
c/o Rod Strickland
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304
6. Ken Goldman
c/o Rod Strickland
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304
7. Lloyd Carney
c/o Rod Strickland
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304
8. Bruce Sachs

ATTACHMENT B TO SUMMONS

c/o Rod Strickland
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304

9. Robert Sachs
c/o Rod Strickland
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304
10. Goeffrey Yang
c/o Rod Strickland
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304
11. Morgan Stanley & Co., Inc.
CT Corporation System
818 West Seventh Street
Los Angeles, CA 90017
12. Merrill Lynch, Pierce, Fenner & Smith Inc.
CT Corporation System
818 West Seventh Street
Los Angeles, CA 90017
13. Jefferies & Co., Inc.
CT Corporation System
818 West Seventh Street
Los Angeles, CA 90017
14. Cowen & Co., Inc.
CT Corporation System
818 West Seventh Street
Los Angeles, CA 90017
15. Thinkequity Partners, LLC
National Registered Agents, Inc.
160 Greentree Drive, Suite 101
Dover, DE 19904
16. BigBand Networks, Inc.
c/o Matthew Fricke
913 Willow Street, Suite 205
San Jose, CA 95125

Attorney Or Party Without Attorney (Name and Address)		Telephone:		FOR COURT USE ONLY	
REED A. KATHREIN, ESQ. (133034) HAGENS BERMAN SOBOL SHAPIRO LLP 715 Hearst Ave., Suite 202 Berkeley, CA 94710		(510) 725-3034			
Attorneys for: PLAINITFFS		Ref. No. Or File No. W2485715			
Insert name of court, judicial district and branch court, if any:					
UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA					
Plaintiff: BIKASH MOHAN MOHANTY					
Defendant: AMIR BASSAN-ESKENZAI					
PROOF OF SERVICE		Date:	Time:	Dept/Div:	Case Number: C 07-5101 SBA

I, Ontry Patten, Under penalty of perjury, hereby declare that I am and was on the dates herein mentioned, a Citizen of the United States, over the age of eighteen, and not a party to the within action;

I served the: SUMMONS; CLASS ACTION COMPLAINT FOR VIOLATION OF SECURITIES LAW; CIVIL COVER SHEET; ECF REGISTRATION INFORMATION HANDOUT; ORDER SETTING INITIAL CASE MANAGEMENT AND ADR DEADLINE; JUDGE ARMSTRONG'S STANDING ORDERS; STANDING ORDERS FOR ALL JUDGES OF THE NORTHERN DISTRICT OF CALIFORNIA; CONTENTS OF CMS; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; LOCAL GUIDE TO COURT OFFICES - OAKLAND FEDERAL BUILDING

in this action by personally delivering to and leaving with the following defendant or person on the date set opposite their respective names, a true copy thereof:

Defendant : THINKEQUITY PARTNERS, LLC

By Serving : DEBBIE SEALUND, Authorized Agent of NATIONAL REGISTERED AGENTS, INC.,
Agent for Service of Process

Address : 160 Greentree Drive, Suite 101 , Dover, DE 19904

Date & Time : Friday, October 19, 2007 @ 3:45 p.m.

Witness fees were : Not applicable.

Person serving:

Ontry Patten

Wheels of Justice, Inc.

657 Mission Street, Suite 502

San Francisco, California 94105

Phone: (415) 546-6000

a. Fee for service:

d. Registered California Process Server

(1) Employee or independent contractor

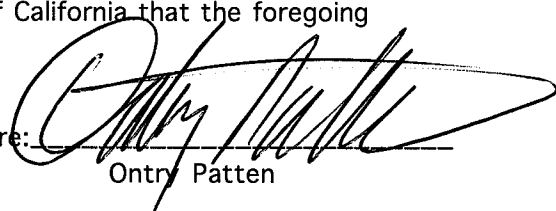
(2) Registration No.:

(3) County:

(4) Expires:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: October 22, 2007

Signature: 

Ontry Patten



Attorney Or Party Without Attorney (Name and Address)		Telephone:		FOR COURT USE ONLY
REED A. KATHREIN, ESQ. (133034) HAGENS BERMAN SOBOL SHAPIRO LLP 715 Hearst Ave., Suite 202 Berkeley, CA 94710		(510) 725-3034		
Attorneys for: PLAINITFFS		Ref. No. Or File No. W2485713		
Insert name of court, judicial district and branch court, if any:				
UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA				
Plaintiff:				
BIKASH MOHAN MOHANTY				
Defendant:				
AMIR BASSAN-ESKENZAI				
Date:		Time:		Case Number:
PROOF OF SERVICE				C 07-5101 SBA

I, B. Anderson, Under penalty of perjury, hereby declare that I am and was on the dates herein mentioned, a Citizen of the United States, over the age of eighteen, and not a party to the within action;

I served the: SUMMONS; CLASS ACTION COMPLAINT FOR VIOLATION OF SECURITIES LAW; CIVIL COVER SHEET; ECF REGISTRATION INFORMATION HANDOUT; ORDER SETTING INITIAL CASE MANAGEMENT AND ADR DEADLINE; JUDGE ARMSTRONG'S STANDING ORDERS; STANDING ORDERS FOR ALL JUDGES OF THE NORTHERN DISTRICT OF CALIFORNIA; CONTENTS OF CMS; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; LOCAL GUIDE TO COURT OFFICES - OAKLAND FEDERAL BUILDING

in this action by personally delivering to and leaving with the following defendant or person on the date set opposite their respective names, a true copy thereof:

Plaintiff : MORGAN STANLEY & CO, INC.

By Serving : MARGARET WILSON, Authorized Agent of CT Corporation System, Agent for Service of Process

Address : 818 West 7th Street , Los Angeles, California 90017

Date & Time : Thursday, October 18, 2007 @ 3:10 p.m.

Witness fees were : Not applicable.

Person serving:

B. Anderson

Wheels of Justice, Inc.

657 Mission Street, Suite 502

San Francisco, California 94105

Phone: (415) 546-6000

a. Fee for service:

d. Registered California Process Server

(1) Employee or independent contractor

(2) Registration No.: 3991

(3) County: Los Angeles

(4) Expires:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: October 19, 2007

Signature: _____

B. Anderson



Attorney Or Party Without Attorney (Name and Address)		Telephone:		FOR COURT USE ONLY	
REED A. KATHREIN, ESQ. (133034) HAGENS BERMAN SOBOL SHAPIRO LLP 715 Hearst Ave., Suite 202 Berkeley, CA 94710		(510) 725-3034			
Attorneys for: PLAINITFFS		Ref. No. Or File No. W2485713			
Insert name of court, judicial district and branch court, if any:					
UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA					
Plaintiff:					
BIKASH MOHAN MOHANTY					
Defendant:					
AMIR BASSAN-ESKENZAI					
Date:		Time:		Case Number:	
PROOF OF SERVICE				C 07-5101 SBA	

I, B. Anderson, Under penalty of perjury, hereby declare that I am and was on the dates herein mentioned, a Citizen of the United States, over the age of eighteen, and not a party to the within action;

I served the: SUMMONS; CLASS ACTION COMPLAINT FOR VIOLATION OF SECURITIES LAW; CIVIL COVER SHEET; ECF REGISTRATION INFORMATION HANDOUT; ORDER SETTING INITIAL CASE MANAGEMENT AND ADR DEADLINE; JUDGE ARMSTRONG'S STANDING ORDERS; STANDING ORDERS FOR ALL JUDGES OF THE NORTHERN DISTRICT OF CALIFORNIA; CONTENTS OF CMS; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; LOCAL GUIDE TO COURT OFFICES - OAKLAND FEDERAL BUILDING

in this action by personally delivering to and leaving with the following defendant or person on the date set opposite their respective names, a true copy thereof:

Plaintiff : MERRILL LYNCH PIERCE FENNER & SMITH, INC.

By Serving : MARGARET WILSON, Authorized Agent of CT Corporation System, Agent for Service of Process

Address : 818 West 7th Street , Los Angeles, California 90017

Date & Time : Thursday, October 18, 2007 @ 3:10 p.m.

Witness fees were : Not applicable.

Person serving:

B. Anderson

Wheels of Justice, Inc.

657 Mission Street, Suite 502

San Francisco, California 94105

Phone: (415) 546-6000

a. Fee for service:

d. Registered California Process Server

(1) Employee or independent contractor

(2) Registration No.: 3991

(3) County: Los Angeles

(4) Expires:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: October 19, 2007

Signature: _____

B. Anderson

